

Article - Public Safety

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§12–612.

(a) Subject to the hearing provisions of § 12–613 of this subtitle, the State Fire Marshal may deny a certificate to an applicant, refuse to renew a certificate, reprimand a certificate holder, suspend or revoke a certificate, or impose a civil penalty not exceeding \$1,000 if the applicant or certificate holder:

(1) fraudulently or deceptively obtains or attempts to obtain a certificate for the applicant or another;

(2) fraudulently or deceptively uses the certificate;

(3) engages in an unfair or deceptive trade practice, as defined in § 13–301 of the Commercial Law Article;

(4) willfully or deliberately disregards or violates a building code, electrical code, or law of the State or a local jurisdiction;

(5) while not certified, solicits to engage in or willfully engages in providing electrical inspection services;

(6) while not certified, willfully advertises as a certified nongovernmental electrical inspector;

(7) willfully makes a false statement or misrepresentation in any renewal application or in any other document that the State Fire Marshal requires to be submitted; or

(8) violates any other provision of this subtitle or any regulation adopted by the State Fire Marshal under this subtitle.

(b) In determining the appropriate penalty to be imposed under subsection (a) of this section, the State Fire Marshal shall consider:

(1) the gravity of the violation;

(2) the good faith of the violator;

(3) the number and gravity of previous violations by the same violator;

(4) the harm caused to the complainant, the public, and the electrical inspector profession;

(5) the assets of the violator; and

(6) any other factors that the State Fire Marshal considers relevant.

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